

*Del
Davis*
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**Substitute Trustee's Deed
Indexing Instructions**

Lot 2, Mallory Woods S/D, in Sections 20 and 21, T 2 S, R 6 W, DeSoto Co., MS

STATE OF MISSISSIPPI
COUNTY OF DeSoto

WHEREAS, on the 23rd day of October, 2007 and acknowledged on the 23rd day of October, 2007, William Davis, married, executed and delivered a certain Deed of Trust unto Oscar L. Malone, III, P.C., Trustee for Mortgage Electronic Registration Systems, Inc., Beneficiary, to secure an indebtedness therein described, which Deed of Trust is recorded in the office of the Chancery Clerk of DeSoto County, Mississippi in Book 2819 at Page 653; and

WHEREAS, on the 22nd day of April, 2009, Mortgage Electronic Registration Systems, Inc., assigned said Deed of Trust unto M&T Bank, by instrument recorded in the office of the aforesaid Chancery Clerk in Book 3022 at Page 368; and

WHEREAS, on the 22nd day of April, 2009, the Holder of said Deed of Trust substituted and appointed Emily Kaye Courteau as Trustee in said Deed of Trust, by instrument recorded in the office of the aforesaid Chancery Clerk in Book 3022 at Page 369; and

WHEREAS, default having been made in the payments of the indebtedness secured by the said Deed of Trust, and the holder of said Deed of Trust, having requested the sale for the purpose of paying said indebtedness or as much thereof as said brings; and

WHEREAS, I, Emily Kaye Courteau, Substitute Trustee advertised the sale of the following described real property by Substitute Trustee's Notice of Sale, dated May 5, 2009 by posting same at the bulletin board on the first floor in the middle of the building between the front and back door of the courthouse in DeSoto County and by publishing said Notice in DeSoto Times-Tribune for three (3) consecutive weeks, proof of publication being attached hereto as Exhibit "A" and incorporated herein by reference, which notice stated that the sale would be held on the 2nd day of June, 2009, between the legal hours of 11 o'clock a.m. and 4 o'clock p.m., at public outcry, to the highest bidder for cash at the East front door at Courthouse located at 2535 Hwy. 51 South at Hernando, Mississippi; and

WHEREAS, I, Emily Kaye Courteau, Substitute Trustee, did on the 2nd day of June, 2009, within legal hours, offer for sale and did sell, to the highest bidder for cash at the East front door at Courthouse located at 2535 Hwy. 51 South at Hernando, Mississippi the following described real property, to-wit:

Lot 2, Mallory Woods Subdivision situated in Sections 20 and 21, Township 2 South, Range 6 West, Desoto County, Mississippi, as per plat thereof recorded in Plat Book 72, Pages 47-49, in the Office of the Chancery Clerk of Desoto County, Mississippi.

State of Louisiana

WHEREAS, at said sale M&T Bank was the highest bidder and best bidder, therefore, for the sum of \$408,871.75 and the same was then and there struck off to M&T Bank and it was declared the purchaser thereof; and

WHEREAS, everything necessary to be done to have a good and lawful sale was done in accordance with law and the terms of the Deed of Trust; and

NOW THEREFORE, I, Emily Kaye Courteau, Substitute Trustee, for the consideration of \$408,871.75 do hereby convey the above-described property to M&T Bank.

I convey only such title as is vested in me as Substitute Trustee.

sw/F09-1164

WITNESS MY SIGNATURE, this the 3rd day of June, 2009.



Emily Kaye Courteau, Substitute Trustee

STATE OF LOUISIANA
PARISH OF OUACHITA

PERSONALLY CAME AND APPEARED BEFORE ME, the undersigned authority in and for the aforesaid jurisdiction, on this, the 3rd day of June, 2009, the within named Emily Kaye Courteau, Substitute Trustee, who acknowledged that (s)he executed the above and foregoing instrument of writing, after first having been duly authorized so to do as Substitute Trustee.



NOTARY

AT DEATH
MY COMMISSION EXPIRES

ADDRESSES:

GRANTOR:
Emily Kaye Courteau
2309 Oliver Road
Monroe LA 71201
318-330-9020

GRANTEE:
M&T Bank
1 Fountain Plaza
Buffalo, NY 14203
800-724-2224

Ron D. Gordon
Notary No. 61577
Notary Public, Ouachita Parish, LA
My Commission Expires at Death

NO. 61577

PUBLIC

OUACHITA PARISH, LA

DESOTO TIMES-TRIBUNE

PROOF OF PUBLICATION

THE STATE OF MISSISSIPPI
COUNTY OF DESOTO

Diane Smith personally appeared before me the undersigned in and for said County and State and states on oath that she is the **CLERK** of the DeSoto Times-Tribune, a newspaper published in the town of Hernando, State and County aforesaid, and having a general circulation in said county, and that the publication of the notice, a copy of which is hereto attached, has been made in said paper 3 consecutive times, as follows, to-wit:

Substitute Trustee's Notice of Sale

STATE OF MISSISSIPPI
COUNTY OF DeSoto

WHEREAS, on the 23rd day of October, 2007 and acknowledged on the 23rd day of October, 2007, William Davis, married, executed and delivered a certain Deed of Trust unto Oscar L. Malone, III, P.C., Trustee for Mortgage Electronic Registration Systems, Inc., Beneficiary, to secure an indebtedness therein described, which Deed of Trust is recorded in the office of the Chancery Clerk of DeSoto County, Mississippi in Book 2819 at Page 653; and

WHEREAS, on the 22nd day of April, 2009, Mortgage Electronic Registration Systems, Inc., assigned said Deed of Trust unto M&T Bank, by instrument recorded in the office of the aforesaid Chancery Clerk in Book 3022 at Page 368; and

WHEREAS, on the 22nd day of April, 2009, the Holder of said Deed of Trust substituted and appointed Emily Kaye Courteau as Trustee in said Deed of Trust, by instrument recorded in the office of the aforesaid Chancery Clerk in Book 3022 at Page 368; and

WHEREAS, default having been made in the payments of the indebtedness secured by the said Deed of Trust, and the holder of said Deed of Trust, having requested the undersigned so to do, on the 2nd day of June, 2009, I will during the lawful hours of between 11:00 a.m. and 4:00 p.m., at public outcry, offer for sale and will sell, at the East front door at Courthouse located at 2535 Hwy. 51 South at Hernando, Mississippi, for cash to the highest bidder, the following described land and property situated in DeSoto County, Mississippi, to-wit:

Lot 2, Mallory Woods Subdivision situated in Sections 20 and 21, Township 2 South, Range 6 West, DeSoto County, Mississippi, as per plat thereof recorded in Plat Book 72, Pages 47-49, in the Office of the Chancery Clerk of DeSoto County, Mississippi.

I will only convey such title as is vested in me as Substitute Trustee

WITNESS MY SIGNATURE, this day May 5, 2009

Emily Kaye Courteau
Substitute Trustee
2309 Oliver Road
Monroe, LA 71201
(504) 222-0000

Volume No. 114 on the 12 day of May, 2009

Volume No. 114 on the 19 day of May, 2009

Volume No. 114 on the 26 day of May, 2009

Volume No. _____ on the _____ day of _____, 2009

Volume No. _____ on the _____ day of _____, 2009

Volume No. _____ on the _____ day of _____, 2009

Diane Smith

Sworn to and subscribed before me, this 26 day of May, 2009

BY Judy H. Douglas

NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE
MY COMMISSION EXPIRES: JANUARY 16, 2013
BONDED THRU DIXIE NOTARY SERVICE, INCORPORATED



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